

1 PHILLIP A. TALBERT
Acting United States Attorney
2 DEBORAH LEE STACHEL
Regional Chief Counsel, Region IX
Social Security Administration
3 SATHYA OUM, CSBN 255431
Special Assistant United States Attorney
4 Social Security Administration
160 Spear St., Suite 800
5 San Francisco, CA 94105
Telephone: (510) 970-4846
6 Facsimile: (415) 744-0134
Email: sathya.oum@ssa.gov
7 Attorneys for Defendant

10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA

13 MONICA ANN GONZALES,) No. 1:20-cv-0286-GSA
)
14 Plaintiff,) STIPULATION TO VOLUNTARY
) REMAND PURSUANT TO
15 v.) SENTENCE FOUR OF 42 U.S.C.
) § 405(g) AND TO ENTRY OF
16 KILOLO KIJAKAZI,) JUDGMENT; ORDER
17 Acting Commissioner of Social Security,)
)
18 Defendant.)
)
19)
20)
21)

22 IT IS HEREBY STIPULATED by the parties, through their undersigned counsel, and
23 with the approval of the Court, that this action be remanded for further administrative
24 proceedings pursuant to sentence four of 42 U.S.C. section 405(g). The Appeals Council will
25 remand the case to an administrative law judge (ALJ) for a new decision. The Appeals Council
26 will instruct the ALJ to reevaluate the medical evidence, reassess the residual functional
27 capacity, and if required, offer the claimant the opportunity for a new hearing and take further
28 action, as warranted, to complete the administrative record.

1
2 The parties further request that the Clerk of the Court be directed to enter a final
3 judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the
4 Commissioner.

5
6 Dated: October 11, 2021

OSTERHOUT BERGER DISABILITY LAW LLC

7 By: /s/ Meghan O. Lambert
8 MEGHAN O. LAMBERT
9 * By email authorization
Attorney for Plaintiff

10 Dated: October 11, 2021

PHILLIP A. TALBERT
Acting United States Attorney

11
12
13 By: /s/ Sathya Oum
14 Special Assistant United States Attorney
Attorneys for Defendant

15
16 **ORDER**

17 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of 42
18 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown, **IT**
19 **IS ORDERED** that the above-captioned action is remanded to the Commissioner of Social
20 Security for further proceedings consistent with the terms of the Stipulation to Remand. The
21 Clerk of Court is directed to enter a final judgment in favor of Plaintiff, and against Defendant,
22 reversing the final decision of the Commissioner.

23
24 IT IS SO ORDERED.

25 Dated: **October 12, 2021**

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE